

OIPE JC98
AUG 27 2004

41

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)

Hiroiyuki Nitta et al.)

Serial No.: 09/883,210)

Filed: June 19, 2001)

For: Semiconductor Device Having A)
Wiring Layer Of Damascene)
Structure And Method For)
Manufacturing The Same)

Group Art Unit: 2815

Examiner: J. Nguyen

Atty. Dkt. No. 01701.00086

RECEIVED

AUG 31 2004

TECH CENTER 2800

RESPONSE TO ELECTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Restriction Requirement mailed July 30, 2004.
Applicants hereby elect Group I in response to the restriction requirement.

Applicants next elect Species V, relating to Figures 6A-6E, relating to the election requirement.

These elections are made without traverse.

Claims 1-4 and 10-15 correspond to Species V.

Applicants reserve the right to file a divisional application directed to the non-elected invention. Please charge any fee associated with the filing of this paper to our Deposit Account No. 19-0733.

Respectfully submitted,

By

Joseph M. Potenza

Joseph M. Potenza
Registration No. 28,175

3 458.800

BANNER & WITCOFF, LTD.
1001 G Street, N.W., 11th Floor
Washington, D.C. 20001
(202) 824 3000

Dated: August 27, 2004